

PATENT
Attorney Docket No. 045636-5039

1648*
#10
EX 4 (1 mo.)
2/21/03
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Lise THIBODEAU et al.)
Application No.: 09/632,806) Group Art Unit: 1648
Filed: August 4, 2000) Examiner: J. Parkin
For: USE OF HIV-1 gp120 AND gp160 PROTEINS)
MODIFIED IN THE V3 LOOP FOR THE)
PREPARATION OF VACCINE COMPOSITIONS)
AND FORMULATIONS CONTAINING THE SAME)

Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Response to the Office Action mailed October 18, 2002 (Paper No. 9).
2. Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
☐ Information Disclosure Statement
☐ Form PTO-1449, _____ references included
☐ Citations
☐ Declaration of Biological Deposit
☒ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$205.00
<input type="checkbox"/> three months	\$ 930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

Extension of time fee due with this request: **\$55.00**

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	15	Minus	20	0	x \$18 each=	+ \$
Independent Claims (37 C.F.R. §1.16(b))	2	minus	3	0	x \$84 each=	+ \$
[] First presentation of Multiple dependent claim(s)					\$280.00	+ \$
SUB-TOTAL =						\$
Reduction by 2 for filing by a small entity						- \$
TOTAL FEE =						\$

6. Fee Payment

[] No fee is due at this time.

[X] Fee Payment: Please deduct from Deposit Account 50-0310 **\$55.00** for the one-month extension of time fee.

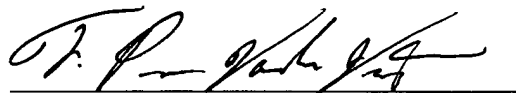
[X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR § 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: February 13, 2003

By:



F. Pierre VanderVegt, Ph.D.

Reg. No. 49,088

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